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Mail Stop: Amendment

Art Unit 1617

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Utility Patent Application

Application No. 10/668,248; Filed: September 24, 2003

Local Anesthetic Methods and Kits For:

Inventor:

Weber, et al.

Our Ref:

2009.0010005/RWE/RAS

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. First Supplemental Information Disclosure Statement;
- 2. One (1) page of Form PTO-1449 citing three (3) documents;
- A copy of two (2) cited documents; and 3.
- 4. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Robert A. Schwartzman, Ph.D.

Agent for Applicant Registration No. 50,211

RWE/RAS/law **Enclosures**

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IN THE CONTENT TATES PATENT AND TRADEMARK OFFICE

In re application of:

Weber et al.

Appl. No.: 10/668,248

Filed: September 24, 2003

For: Local Anesthetic Methods and

Kits

Confirmation No.: 4290

Art Unit: 1617

Examiner: To be assigned

Atty. Docket: 2009.0010005/RWE/RAS

First Supplemental Information Disclosure Statement

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450 Sir: Mail Stop: Amendment
Art Unit 1617

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

The numbering on this First Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Information Disclosure Statement filed January 21, 2004, in connection with the above-captioned application.

A copy of document AK1 is not provided in accordance with 37 C.F.R. § 1.98(a)(2). A copy of each other document is provided.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached Form PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

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Weber *et al*. Appl. No. 10/668,248

Applicants reserve the right to establish the patentability of the claimed invention over

any of the information provided herewith, and/or to prove that this information may not be prior

art, and/or to prove that this information may not be enabling for the teachings purportedly

offered.

e . . .

This statement should not be construed as a representation that a search has been made,

or that information more material to the examination of the present patent application does not

exist. The Examiner is specifically requested not to rely solely on the material submitted

herewith.

This Information Disclosure Statement is being filed before the mailing date of a first

Office Action on the merits. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed

Form PTO-1449, and indicate in the official file wrapper of this patent application that the

documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency,

or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

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Date: May 9, 2005

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Page 1 of 1 ATTY. DOCKET NO. APPLICATION NO. 2009.0010005/RWE/RAS 10/668,248 FORM PTO-1449 APPLICANTS Weber et al. FIRST SUPPLEMENTAL ART UNIT FILING DATE INFORMATION DISCLOSURE STATEMENT September 24, 2003 1617 U.S. PATENT DOCUMENTS **EXAMINER** DATE NAME CLASS SUB-CLASS FILING DATE DOCUMENT NUMBER INITIAL AA AΒ AC AD ΑE ΑF AG ΑH ΑI ΑJ 09/18/1989 08/17/1993 | Gerstenberg et al. AK1 5,236,904 FOREIGN PATENT DOCUMENTS EXAMINER TRANSLATION SUB-CLASS DOCUMENT NUMBER DATE COUNTRY **CLASS** INITIAL Yes WO 99/30718 06/24/1999 **WIPO** AL1 No Yes ΑM No Yes AN No Yes ΑO No Yes ΑP No OTHER (Including Author, Title, Date, Pertinent Pages, etc.) AR AS Supplementary European Search Report for European Patent Application No. EP 01 93 3419, ΑT <u>2</u>

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

completed on March 21, 2005, European Patent Office, Munich, Germany

DATE CONSIDERED

EXAMINER